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8 **UNITED STATES DISTRICT COURT**
9 **DISTRICT OF NEVADA**

10 DESTINIE MULLEN, an Individual,

11 Plaintiff,

12 vs.

13 NUGENT, LLC, a Nevada limited liability
14 company d/b/a GREAT CLIPS, DOES I -X;
and ROE CORPORATIONS I -X.

15 Defendant.
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CASE NO.: 2:19-cv-01109-GMN-GWF

REVISED STIPULATION AND ORDER
EXTEND REMAINING DISCOVERY
DEADLINES

(FOURTH REQUEST)

17 The parties, Plaintiff DESTINIE MULLEN (“**Plaintiff**”) and Defendant NUGENT,
18 LLC, a Nevada limited liability company d/b/a GREAT CLIPS (“**Defendant**”), by and through
19 their respective attorneys of record, hereby stipulate and agree as follows:

20 1. That the close of Discovery currently set for February 22, 2021, be extended by
21 a period of ninety (90) days, and become due on May 24, 2021¹, or as soon thereafter as the
22 Court may allow;

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28 ¹ Ninety days prior to the discovery cut-off is Sunday, May 23, 2021, with the next business day being Monday,
May 24, 2021.

1 2. That the Dispositive Motions currently set for March 23, 2021, be extended by
2 a period of ninety (90) days, and become due on June 23, 2021, or as soon thereafter as the
3 Court may allow;

4 3. That the Pretrial Order currently set for April 22, 2021, be extended by a period
5 of ninety (90) days, and become due on July 21, 2021, or as soon thereafter as the Court may
6 allow;

7 4. That an Interim Status Report will be filed by the parties with Court sixty (60)
8 days prior to the discovery cut-off date, and therefore, not later than March 25, 2021;

9 5. That the Parties exchanged any necessary supplemental written discovery
10 requests;

11 6. That the Parties exchanged responses to the written discovery request;

12 7. That the Parties discussed Defendant amending their discovery responses and
13 amended responses are anticipated to be forthcoming shortly;

14 8. That the Parties discussed Plaintiff amending her complaint to include an
15 additional defendant.

16 9. Plaintiff's counsel was informed that a member of Defendant's law firm had
17 been diagnosed as having the Coronavirus. Defendant's firm not only had to take the necessary
18 time for recovery, but also had invest time in taking precautionary measures and ensuring no
19 further spread. In turn, this has resulted in the necessity for additional time for case handling.

20 10. Plaintiff's counsel and Defendants' counsel have been in contact regarding the
21 suitability of extending discovery in this matter based upon the limitations imposed on all
22 counsel and parties due to COVID-19 pandemic resurging as well as delays in amending
23 discovery responses, which are needed before any meaningful depositions can take place.

24 11. Both Plaintiff's and Defendant's counsel agree that an extension of the
25 remaining discovery deadlines is warranted for this matter to be fully litigated on the merits and
26 an extension is in the best interests of both the Parties and the Court.

27 12. Plaintiff recently learned of a new party to this matter, and on October 27, 2020,
28 Plaintiff promptly filed a Motion to Amend the Complaint (ECF 31). Defense counsel has no

1 objection to Plaintiff's Motion, and as such, additional time is needed to Amend the Complaint
 2 and bring in the additional party. More recently, on February 3, 2021, Plaintiff submitted a
 3 request for leave to amend to add this party and submit an amended complaint.

4 13. The Parties have the following depositions outstanding: Plaintiff and Person
 5 Most Knowledgeable for Defendant. The Parties have not taken those depositions because the
 6 Parties would prefer to have all parties added via the Amended Complaint and complete the
 7 exchange of written discovery before taking depositions. Without the amended Complaint and
 8 complete exchange of written discovery, the depositions will not be as meaningful.

9 14. The parties are confident that with the additional time, that a resolution may be
 10 reached after the amended responses are provided and depositions are conducted.

11 15. That good cause exists for the request for the Discovery deadline to be extended
 12 until May 24, 2021 for the above-specified reasons.

13 16. All parties believe the requested extension is warranted under the current
 14 circumstances and will not result in undue delay in the administration of this cause.

15 17. This is the fourth request for an extension of the Scheduling Order in this matter
 16 and is made in compliance with Local Rule 26.3.

Discovery Extension

	<u>Current Date</u>	<u>Proposed Date</u>
19 Close of Discovery:	February 22, 2021	May 24, 2021
20 Amend Pleadings	November 25, 2020	February 23, 2021
21 Expert Disclosures	November 25, 2020	February 23, 2021
22 Rebuttal Disclosures	January 24, 2021	March 25, 2021
23 Dispositive Motions	March 23, 2021	June 23, 2021
24 Pretrial Order	April 22, 2021	July 21, 2021

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1 Dated this 10th day of February 2021.

Dated this 10th day of February 2021.

2 **HKM Employment Attorneys LLP**

TCM Law Firm

3
4 /s/ Jenny L. Foley

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5 Nevada Bar No. 9017

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7 *Attorney for Plaintiff*

/s/ Thomas C. Michaelides

Thomas C. Michaelides, Esq.

Nevada Bar No. 5425

1614 South Maryland Parkway

Las Vegas, Nevada 89104

Attorney for Defendant

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9 **ORDER**

10 IT IS SO ORDERED:

11 
12 ELAYNA J. YOUCHAH
13 UNITED STATES MAGISTRATE JUDGE

14 DATED THIS 10th day of February, 2021.
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